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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING Docket Number (Optional) REJECTION OVER A PENDING "REFERENCE" APPLICATION AUS920010143US1 In re Application of: Dutta Application No.: 09/817,867 Filed: March 26, 2001 For: System and Method for Placement of User-Negotiated Security Features on Ticket items The owner", International Business Machines Inc. of 100 percent interest in the Instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the Instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 09/817.891, filed on March 26, 2001, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner bereby agrees that any patent so granted on the Instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the granted, its successors or assigns. binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," In the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant. Chack either box 1 or 2 below, if appropriate. 1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. The undersigned is an attorney or agent of record. Reg. No. 44,383 Joseph T. Van Leeuwen Typed or printed name 512-301-6738 Telephone Number Terminal disclaimer fee under 37 CFR 1.20(d) is included. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. ে/27/2005 K\$মাহ্বাহাণা কিটোটো টোইডিগৈৰ (b)টিডিটেটিটিট if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324. FORM P10/SPSC may be used for making this statement. See MPEP § 324. This collection of infliguration is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) the application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Tredemark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Van Leeuwen & Van Leeuwen Attorneys at Law 6123 Pebble Garden Court Austin, Texas 78739 Phone # 512-301-6738 FAX # 512-301-6742

DATE: June 26, 2005 Number of Pages to Follow (including this cover sheet) SEND TO: United States Patent Office Examiner: Tran, Tongoc Group Art Unit: 2134 Tel No: 571-272-3843 Fax #: 703-872-9306 and 571-273-3843 FROM: Joseph T. Van Leeuwen Van Leeuwen & Van Leeuwen Registered Patent Attorneys 6123 Pebble Garden Court Austin, Texas 78739 Tel No: 512-301-6738 Fax No. 512-301-6742

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Docket No. AUS920010143US1 Applicant: Dutta	Serial No. 09/817,867	Atty: JSL/JVL
X Transmittal Letter (2 copies) Amendment (pages) Amendment AF (pages) Ext. of Time IDS Statement Other Terminal Disclaimer (form PT	Certificate of Facsimile (in Notice of Appeal Appeal Brief Reply Brief Change of Address O/SB/25), 1 page	cl. w/Amendment)
Deposit Acct. No. 09-0447 Fees: Amendment \$0.00 Notice of Appeal File: IBM-1015	Appeal Brief	Other <u>\$130</u>

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IBM DOCKET NO. AUS920010143US1

DATE: June 26, 2005

Application Serial No.: 09/817,867

Sir:

Assignee Name: International Business Machines Corporation

Assignee Residence: Armonk, New York

Transmitted herewith for filing is the Patent Application of:

Inventors: Dutta

For: System and Method for Placement of User-Negotiated Security Features on Ticket Items

Enclosed are:

X Terminal Disclaimer (1 page)

Fees:

Statutory disclaimer 37 CFR 1.20(d)

\$130.00

Γotal: \$ 130.00

X Please charge my Deposit Account No. <u>09-0447</u> in the amount of \$130.00. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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